



Docket No: 04131.P005C2

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jeffrey W. Baxter, et al.

Application No.: 10/718,272

Filing Date: November 18, 2003

For: APPARATUS AND METHOD FOR
MINIMALLY INVASIVE SURGERY
USING ROTATIONAL CUTTING TOOL

Examiner: Johnson III, Henry M.

Art Unit: 3739

Confirmation No. 9995

Date of NOA: 11/17/2005

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Dear Sir:

The Examiner's statement of reasons for allowance clearly have been directed to only certain claims and not all claims. Therefore, the Examiner's statement of reasons for allowance should be interpreted as applying to only those claims which include the language referred to by the Examiner in the statement. Furthermore, it is noted that the claim language should be viewed in light of the exact language of the claim rather than any paraphrasing thereof.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: 2/16, 2006

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450

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